IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

SECOND APPEAL NO.977 OF 2002.

Bhimrao Ganpat Patil. ... Appellant.

Versus.

Smt.Shrimati Ganpat Patil & others. ... Respondents.

Shri Anilkumar Patil for the Appellant.

Ms.Leena Patil i/by Shri P.M.Pradhan for the Respondent No.1.

CORAM : ABHAY S.OKA, J.

DATED : 3rd May, 2006.

P.C.:

1. Heard the learned Advocates appearing for the parties. The Appellant is the original Defendant No.1 and the Respondent No.1 is the original Plaintiff. The suit filed by the Respondent No.1 has been decreed by the trial Court. The decree of the trial Court has been confirmed in Appeal subject certain modifications. After having heard the learned Advocates appearing for the parties, I find that there is no reason to interfere with the finding of fact recorded by the Courts below. Once an opportunity was granted to the Appellant to lead evidence by passing an order of remand, but after remand no evidence has been led by the Appellant. No substantial question of law arises. Second Appeal is dismissed with no order as to costs.

Judge.